



5-21-04

AF/1745  
Edu

**Practitioner** Docket No.: 791\_065 CON

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Hiroshi Nemoto and Kenshin Kitoh

Ser. No.: 09/997,604

Group Art Unit: 1745

Filed: November 29, 2001

Examiner: Susy N Tsang-Foster

Confirmation No.: 5235

For: LITHIUM SECONDARY BATTERY

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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*Janet M. Stevens*  
Janet M. Stevens

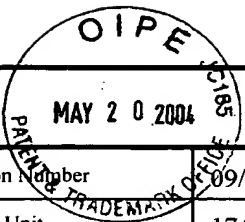
**PRELIMINARY AMENDMENT**

Sir:

Prior to continued examination, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.



**PATENT AMENDMENT TRANSMITTAL**

(Provisions of 37 CFR 1.136 Apply)

Application Number	09/997,604	Filing Date	November 29, 2001
Group Art Unit	1745	Examiner Name	Susy N Tsang-Foster
Confirmation No.	5235	Attorney Docket No.	791_065 CON
Inventor(s)	Hiroshi Nemoto and Kenshin Kitoh		
Invention:	LITHIUM SECONDARY BATTERY		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

**CLAIMS AS AMENDED**

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	15	MINUS	20	0	\$18.00	\$00.00
INDEP. CLAIMS	2	MINUS	3	0	\$86.00	\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$00.00</b>

**EXTENSION OF TERM**

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

☐ This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- |   |          |  |
|---|----------|--|
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1) .....   | \$110.00 |  |
| <input type="checkbox"/> Two Month (37 CFR 1.17(a)(2) .....   | \$420.00 |  |
| <input type="checkbox"/> Three Month (37 CFR 1.17(a)(3) ..... | \$950.00 |  |

**TOTAL FEES DUE**

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

**FEE PAYMENT**

- ☒ No additional fee is required. ☐ A check in the amount of \$ is enclosed.
- ☐ Charge Deposit Account 50-1446 in the amount of \$\_\_\_\_\_. Enclosed is a duplicate copy of this sheet.
- ☒ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

**Submitted By:**

Name (Print Type)	Kevin C. Brown	Reg. No.	32,402	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	May 20, 2004

**EXPRESS MAIL CERTIFICATE**

"Express Mail" label number EV 37308 4177 US

Date of Deposit: May 20, 2004

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